

UNITED STATES OF AMERICA
BEFORE THE NATIONAL LABOR RELATIONS BOARD
REGION 01

FLIGHT SERVICES & SYSTEMS, INC.)	
)	
and)	CASE 01-CA-183911
)	01-CA-189755
SERVICE EMPLOYEES INTERNATIONAL)	01-CA-194600
UNION LOCAL 32BJ)	
)	

RESPONDENT’S MOTION TO STAY PROCEEDINGS AND TO CONTINUE TRIAL

Respondent Flight Services & Systems, Inc. (“FSS”) has, throughout the investigation of underlying charges maintained that it is not subject to NLRB jurisdiction but rather to that of the National Mediation Board, under the Railway Labor Act (“RLA”). Further, in its First Amended Answer to the Second Consolidated Complaint, FSS asserted lack of NLRB jurisdiction as an affirmative defense. This issue is the basis of FSS’ pending Motion for Summary Judgment. Currently, the matter is set for trial on October 10, 2017. Due to the unusual circumstances in this matter, and, as set forth in

the attached Brief in Support of this Motion, below, FSS moves this court to stay proceedings herein and continue the trial date.

Respectfully submitted,

/s/ Timothy A. Marcovy
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/s/ Thomas P. Marotta
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CERTIFICATE OF SERVICE

A copy of this Motion To Continue Trial and Stay Proceedings was served electronically, through the NLRB's electronic filing system, on all parties of record and their counsel. Copies were also served by Regular US Mail, postage pre-paid, upon all parties of record and their counsel, this 25th day of September, 2017.

/Thomas P. Marotta_____
Thomas P. Marotta